THE FOLLOWING ITEMS WERE REPORTED TO COUNCIL FOR CONSIDERATION:

1. **Repeal of Hamilton Health By-Law #4798 BOH07020 (City Wide) (Item 5.1)**
   
   (Pearson/Bratina)
   That Hamilton Health By-law #4798 be repealed and that the appropriate repealing by-law be submitted to Council for approval.

   **CARRIED**
2. Public Health Services Recreational Water Quality Monitoring Program and Pier 4 Beach Water Quality Improvement Project PH06011(b) (City Wide) (Item 7.1)

(McCarthy/Jackson)
That Report PH06011(b) respecting Public Health Services Recreational Water Quality Monitoring Program and Pier 4 Beach Water Quality Improvement Project be received for information.

CARRIED

3. Food Safety Program Improvements BOH07006 (a) (City Wide) (Item 7.2)

(Jackson/McCarthy)
(a) That staff be directed to draft a by-law requiring the food safety certification of food premise supervisors in accordance with the strategy described in Report BOH07006 for the consideration of the Board of Health;

(b) That the Board of Health endorse the posting of food premise inspection results on the web in accordance with the strategy described in this report;

(c) That the Board of Health write to the Minister of Health and Long-Term care to urge him to implement province-wide requirements for mandatory food safety certification for food handlers;

(d) That the item respecting mandatory food handler certification and the disclosure of food premises inspection findings, referred to on the Outstanding Business list as item A, be identified as complete and removed from the list.

(e) That staff be directed to prepare a report outlining the pros and cons of a three colour inspection certificate system and the associated costs and present it to a future Board of Health meeting for consideration.

CARRIED

4. Cooling Tower Inventory BOH07021 (City Wide) (Item 7.3)

(Powers/Mitchell)
(a) That the Board of Health write to the Ministers of Health and Long Term Care (MOHLTC) and Environment (MOE) to urge them to prescribe standards for Legionella control programs in cooling
towers, including but not limited to modifying Certificates of Approval issued by the MOE for cooling towers in the short term to include a requirement to follow best practices for Legionella control.

(b) That the Board of Health endorse the communication plan outlined in this report and distribute to all known parties responsible for the operation and maintenance of cooling towers in Hamilton the following two guidelines for best practices regarding Legionella control in cooling towers:

(i) The American Society of Heating, Refrigeration, and Air Conditioning Engineers (ASHRAE) Standard – Minimizing the Risk of Legionellosis Associated with Building Water Systems, 2000 (Appendix A)


(c) That a copy of Report BOH07021 be forwarded to A.M.O., the Premier of Ontario, the Minister of the Environment (MOE), the Minister of Health and Long Term Care (MOHLTC), other Ontario Boards of Health, alPHa (Association of Local Public Health Agencies) and local MPP’s.

(d) That staff be directed to revisit a sample of the cooling towers identified as having the highest risk to determine if the operators have implemented the best practices and report back to the Board of Health with their findings.

CARRIED

5. Methadone Clinics BOH07017 (City Wide) (Item 8.1)

(McHattie/Bratina)
That Report BOH07017 respecting Methadone Clinics be received for information and referred to the General Manager of Planning and Economic Development for report back to the Economic Development and Planning Committee on the following issues pertaining to methadone clinics:

(a) Development of guidelines on minimising the impact on neighbourhoods hosting such clinics (i.e. use of site plan control for issues such as size of waiting room, appearance of building, etc.)

(b) Investigate locating methadone clinics away from retail and
neighbourhood areas; perhaps in hospitals or industrial areas.

(c) Require doctor’s offices and pharmacies serving as methadone clinics to identify themselves as such in the planning process when moving into an area;

(d) Work with the Affordable Housing Flagship on the overall issue of achieving a goal of “zero impact” when social service facilities are cited in neighbourhoods, and report back on findings.

CARRIED

6. List of Various Communications for Information (Item 11.1):

(McCarthy/Morelli)
That the depositions for the following Items of communication be approved:

(a) Letter from Emil Kolb, Regional Chair and Chief Executive Officer of the Regional Municipality of Peel requesting support for Regional Council’s resolution that Public Health remain a part of the municipality and be governed by an elected Council.

Recommendation:  Be received.

(b) Letter from Nancy Cameron, MOH of the Thunder Bay District Health Unit requesting support for the Trans Fat Task Force Report Recommendations TBDHU Resolution 07-24.

Recommendation:  That the resolution from the MOH of Thunder Bay District Health Unit respecting the recommendations of the Trans Fat Task Force be endorsed.

(c) 2007 alPHa Annual Conference information and registration

Recommendation:  Be received.

(d) Public Health Pulse Spring 2007 Issue

Recommendation:  Be received.

(e) Letter from Mac Bain, Chairperson, Board of Health, North Bay Parry Sound District Health Unit respecting resolution concerning the 2007 preliminary Ministry approved operating base budget for the Healthy Babies Healthy Children program.

Recommendation:  Be referred to staff for report back on an approach to this issue.

(f) Letter from Mac Bain, Chairperson, Board of Health, North Bay Parry Sound District Health Unit respecting resolution concerning
the lack of recognition for submission of allocated administrative costs within the Healthy Babies Healthy Children budget.

Recommendation: Be referred to staff for report back on an approach to this issue.

(g) Letter from Graham L. Pollett, Medical Officer of Health and Secretary-Treasurer, Middlesex-London Board of Health respecting resolution proposing the formation of an Ontario Fluoridation Office funded by the Province.

Recommendation: Be referred to Public Health Services and Public Works staff for report back on the issue of adding fluoride to drinking water and concerns expressed in a document submitted by Councillor McCarthy which was prepared by one of her constituents.

(h) Letter from the Regional Municipality of Durham endorsing the Toronto Board of Health resolution respecting the cost of a nutritious food basket. (Added 11.1(h))

Recommendation: Be received.

CARRIED

FOR THE INFORMATION OF COUNCIL:

(a) CHANGES TO THE AGENDA

The Clerk advised that there was an added item of correspondence from the Regional Municipality of Durham endorsing the Toronto Board of Health resolution respecting the cost of a nutritious food basket. This was added as Item 11.1(h) and copies were distributed.

(Pearson/Pasuta)

The agenda was approved as amended.

CARRIED

(b) DECLARATIONS OF INTEREST

None declared.
(c) Minutes of the March 26, 2007 Board of Health Meeting (Item 3.1)

(Powers/McCarthy)
The Minutes were approved as presented. CARRIED

(d) Delegation Requests

(Powers/Clark)
That the following delegation request be approved to appear before the Board of Health when the staff report is on the agenda:

(a) Sarah Wakefield, Department of Geography, University of Toronto on behalf of Eat Local Hamilton with respect to promoting community food security. (Item 4.1) CARRIED

(e) PRESENTATIONS

(i) Public Health Services Recreational Water Quality Monitoring Program and Pier 4 Beach Water Quality Improvement Project PH06011(b) (City Wide) (Item 7.1)

Eric Matthews made a PowerPoint presentation and distributed copies which highlighted the following:

- **Responsibilities of Public Health Services**: to monitor beach water quality and identify factors at public beaches that may have an effect on the health of the public
- **Beaches monitored**: Hamilton Harbour, Lake Ontario, Conservation Areas
- **Mandate**: test beach water for E coli and record current weather conditions at time of sampling –weekly sampling
- **Notifying the public**: posting signs on beach, posting on City website, recorded message on hotline, and issuing media releases
- **Why exclude waterfowl**: studies support that waterfowl contribute to the presence of E coli
- **Methods used to exclude birds**
- **2007 initiatives**
(McCarthy/Jackson)
That the staff report and the presentation be received.  

CARRIED

(ii) Food Safety Program Improvements BOH07006 (a) (City Wide)(Item 7.2)
Bob Hart made a PowerPoint presentation and hard copies were distributed.

He indicated that the goal of the presentation is to provide details with respect to the two key recommendations in the report – the food safety certification and uploading the inspection reports on the web.

Food Safety Certification:

- **Consultation process**: included industry and the public
- **Food Safety Certification** – studies and evaluation suggest it improves compliance; most non-compliance is the result of lack of knowledge; there’s high industry support
- **Required for Supervisors** – because of high employee turnover and supervisors can ensure the food safety practices are carried out
- **Phased-in period** – to allow for industry adjustment
- **Learning options** – classroom sessions, home study work books and on-line courses
- **Food safety certification costs** – as low as $10.00; valid for 5 years; program managed within existing PHS budget

Inspection reports on web

- Would improve compliance, is becoming a standard practice among large municipalities and is highly desired by the local public
- consultations included the public and the industry
- What the system would provide – public could run general searches and searches on specific restaurants
- The system would be filtered to control for errors; it would be secured through the City’s IT infrastructure and would commence with the 2007 inspection data to maximize consistency
- Potential future database enhancements include awards for
consistently high compliance and multi-coloured inspection signage

(Clarke/Duval)
That the staff recommendations be amended by adding a subsection directing that staff report back on a three colour inspection certificate system.

CARRIED

The Board approved the report, as amended, and received the presentation.

(iii) Cooling Tower Inventory BOH07021 (City Wide) (Item 7.3)
Eric Matthews made a PowerPoint presentation and distributed copies which provided an update on Legionella and cooling towers and evaporative condensers.

The presentation highlighted the following:

- Background
- Legionnaires disease
- The concern about cooling towers and evaporative condensers
- What are cooling towers & evaporative condensers
- What has Public Health Services (PHS) done
- What does PHS recommend

Eric Matthews indicated that the total number of cooling towers discovered in Hamilton is 216 and not 212 or 175 as indicated on page 3 in the body of the report.

(McHattie/McCarthy)
That subsection (a) of the staff recommendations be amended by adding the words “including but not limited to modifying Certificates of Approval issued by the MOE for cooling towers in the short term to include a requirement to follow best practices for Legionella control” after the word towers”.

CARRIED

(Jackson/McCarthy)
That the staff recommendations be further amended by adding a subsection (c) as follows:
(c) That a copy of Report BOH07021 be forwarded to A.M.O., the Premier of Ontario, the Minister of the Environment (MOE), the Minister of Health and Long Term Care (MOHLTC), other Ontario Boards of Health, alPHa (Association of Local Public Health Agencies) and local MPP’s.

CARRIED

(McCarthy/Jackson)

That the staff recommendations be further amended by adding a subsection (d) as follows:

(d) That staff be directed to revisit a sample of the cooling towers identified as having the highest risk to determine if the operators have implemented the best practices and report back to the Board of Health with their findings.

CARRIED

The Board approved the report as amended and received the presentation.

(f) Methadone Clinics BOH07017 (City Wide) (Item 8.1)

The Board received the report and referred it to the General Manager of Planning and Economic Development for a report back to the Economic Development and Planning Committee.

(g) PRIVATE AND CONFIDENTIAL

12.1 Minutes of Closed Session Meeting held on February 26, 2007

(Mitchell/Pearson)

That the Closed Session Minutes of the March 26, 2007 Board of Health meeting be approved and remain confidential and restricted from public disclosure in accordance with exemptions provided in the Municipal Freedom of Information and Protection of Privacy Act.

CARRIED
There being no further business, the meeting adjourned at 11:25 a.m.

Respectfully submitted,

Mayor F. Eisenberger, Chair
Board of Health

Ida Bedioui
Legislative Assistant
Board of Health
April 23, 2007